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IN THE HIGH COURT OF KARNATAKA AT BANGALORE

DATED THIS THE 8TH DAY OF JUNE 1998

BEFORE

THE HON'BLE MR. JUSTICE V.P. MOHAN KUMAR

WRIT PETITION NO: 36347/1997

BETWEEN :

Sri. K.V.R. Shetty,
S/o K.M. Venkatachala,
R/at No.72, 5th Cross,
Opp. Sandya Bar Bldg,
Kempapura Agrahara,
Bangalore-73.

....Petitioner

(By Sri. S.R. Mukkannapa, Advocate)

AND :

The Management of B'lore Metropolitan
Transport Corporation,
K.H. Road,
Shanthinagar,
Bangalore-560 027.

...Respondent

(By Sri. P.R. Ramesh, Advocate)

This writ petition is filed under Articles 226 of the Constitution of India, praying to direct the respondent to pay backwages as well as the wages in terms of the award dt.18.6.94 passed by the II Adl Labour Court at Bangalore in I.D.No.82 of 92 vide Amx.A to the writ petition forthwith.

This writ petition coming on for preliminary hearing in 'B' Group this day, the Court made the following:

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...ORDER....

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O R D E R

The relief sought for by the petitioner is for a writ of mandamus directing the respondents to pay the backwages as also the wages in terms of the award dated 18.06.1994 in I.D. No.82/92.

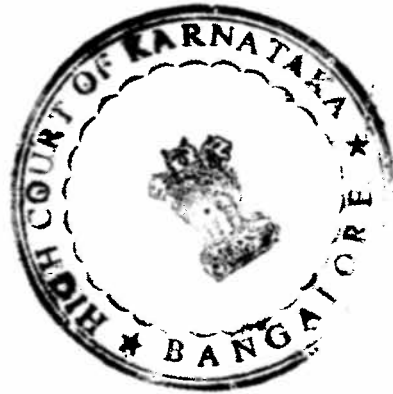
2. Today, Mr. P.R. Ramesh, learned Counsel for the respondent has produced before me the copy of the Cheque bearing No.560025055 drawn on Syndicate Bank, Gandhinagar, Bangalore, evidencing the payment of Rs.42,031-20. Mr. Mukkannappa, learned Counsel for the petitioner is not able to assert either way whether the cheque is received or not. Anyway, the respondent has also produced the Roll of the Establishment evidencing the above payment. In view of the above payment made without adjudicating finally

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whether the amount satisfies the claim of
the petitioner, the writ petition is dismissed.

Sd/-
JUDGE



ksp/-